

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE ENROLLED ACT No. 1017

AN ACT to amend the Indiana Code concerning environmental law.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 13-11-2-35.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 35.5. "Community water system", for purposes of IC 13-18-20.5, means a public water system:

(1) that:

(A) serves at least fifteen (15) service connections used by year-round residents; or

(B) regularly serves at least twenty-five (25) year-round residents; **and**

(2) **in which:**

(A) **all the service connections are located on the same parcel of real estate; or**

(B) **all the components of the system are connected.**

SECTION 2. IC 13-11-2-142.7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 142.7. "Nontransient noncommunity water system", for purposes of **IC 13-18-17 and** IC 13-18-20.5, means a public water system that is not a community water system that regularly serves the same twenty-five (25) or more persons at least six (6) months per year.

SECTION 3. IC 13-18-17-5.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 5.5. (a) The department shall pay**

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the costs of well water testing if:

(1) the testing is required by state law, federal law, or both;
and

(2) the costs are incurred:

(A) after June 30, 2007;

(B) by a nontransient noncommunity water system operated by a nonprofit center for advocacy for abused and neglected children that does not provide overnight care on site; and

(C) for testing of water from a well operated by the entity as part of the system.

(b) To receive payment from the department for the costs described in subsection (a), an entity described in subsection (a)(2)(B) shall do the following:

(1) Conduct or cause to be conducted the testing required by state law, federal law, or both, by:

(A) submitting samples from the nontransient noncommunity water system to the state department of health for testing; and

(B) arranging for a private laboratory to perform any tests not performed by the state department of health.

(2) Submit to the department a request for reimbursement of the amount paid for the testing by the entity described in subsection (a)(2)(B). A request under this subdivision must include the following:

(A) The name or type of testing conducted.

(B) The date of the testing.

(C) The name of each laboratory conducting the testing.

(D) The cost of each test conducted.

(E) A paid invoice from each laboratory conducting the testing, indicating:

(i) the amount paid by the entity described in subsection (a)(2)(B); and

(ii) the date paid.

(F) The name of the facility served by the nontransient noncommunity water system.

(c) The department shall establish any additional procedures necessary for an entity referred to in subsection (a)(2)(B) to apply to the department for payments under subsection (a).

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Speaker of the House of Representatives

President of the Senate

President Pro Tempore

Governor of the State of Indiana

Date: _____ Time: _____

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